

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

TIM P. BRUNDLE, on behalf of the Constellis  
Employee Stock Ownership Plan,

*Plaintiff,*

v.

WILMINGTON TRUST N.A., as successor to  
Wilmington Trust Retirement and  
Institutional Services Company,

*Defendant.*

Case No. 1:15-cv-1494 (LMB/IDD)

**DEFENDANT WILMINGTON TRUST N.A.'S NOTICE OF CROSS-APPEAL**

Notice is hereby given that Defendant Wilmington Trust, N.A. ("Wilmington Trust"), by and through counsel, appeals to the United States Court of Appeals for the Fourth Circuit from the District Court's October 13, 2017 Order (ECF No. 417), which granted in part Plaintiff's Motion for Attorneys' Fees and Costs and Plaintiff's Counsel's Motion for Attorneys' Fees and Reimbursement of Expenses.

Additionally, Wilmington Trust certifies that on this day, November 9, 2017, it, through its counsel, tendered payment of \$505.00 to the United States District Court for the Eastern District of Virginia for the filing fee associated with this cross-appeal.

**WILMINGTON TRUST, N.A.**

**By Counsel**

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**CERTIFICATE OF SERVICE**

I hereby certify that on November 9, 2017, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to all registered counsel of record in this action listed below:

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